



**CITY COUNCIL MEETING
JANUARY 23, 2001**

Date & Time	On the 23 rd day of January, A.D., 2001, the City Council of the City of Fort Worth, Texas, met in regular session at 10:02 a.m. in the City Council Chamber, 1000 Throckmorton, with the following members and officers present:
Attendance	Mayor Kenneth Barr; Mayor Pro tempore Ralph McCloud; Council Members Jim Lane, Chuck Silcox, Becky Haskin, Frank Moss, Clyde Picht, Jeff Wentworth, and Wendy Davis; City Manager Bob Terrell; City Attorney David Yett; City Secretary Gloria Pearson. With more than a quorum present, the following business was transacted:
Invocation	The invocation was given by Reverend Ron VanWinkle, Lake Worth Assembly of God.
Pledge	The Pledge of Allegiance was recited.
Minutes	On motion of Council Member Wentworth, seconded by Council Member Silcox, the minutes of the regular meeting of January 16, 2001, were approved unanimously.
Announcements	<p>Council Member Lane lodged an official protest to the armadillo races that were conducted the evening of January 18, 2001, stating that the race was rigged.</p> <p>Council Member Picht encouraged all citizens to attend a Fort Worth District 6 citizen's meeting on January 25, 2001 at 7:00 p.m. at the Southwest Community Center, 6400 Welch Avenue.</p> <p>Mayor Pro tempore McCloud invited all citizens to attend a public forum for the Commercial Corridors on January 29, 2001 at 6:30 p.m. at the Convention Center, west side meeting rooms.</p> <p>Council Member Davis stated that she would proudly display the trophy she received as winner of the armadillo race on January 18, 2001.</p> <p>Council Member Haskin announced that the Quarterly Town Hall Meeting would be conducted for District 2 and the northern part (areas north and west of Hwy 121) of District 4 tonight at 7:00 p.m. at the Midtown Church of Christ Auditorium, 1701 Oakhurst Scenic Drive. She stated that the doors would open at 6:30 and that food and beverages would be provided.</p>
Continued/ Withdrawn	City Manager Terrell requested that Mayor and Council Communication No. G-13130 be withdrawn from the agenda.

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- Consent Agenda** On motion of Council Member Silcox, seconded by Council Member Wentworth, the consent agenda was adopted unanimously.
- Res. # 2701** There was presented Resolution No. 2701 approving the issuance and sale of Dallas-Fort Worth International Airport Facility Improvement Corporation Learjet Inc. Revenue Bonds if specified parameters are met. Mayor Pro tempore McCloud made a motion, seconded by Council Member Moss, that the recommendation be adopted. The motion carried unanimously.
- Approving
Issuance and
Sale of D/FW
International
Airport Revenue
Bonds**
- Ord. # 14493** There was presented Ordinance No. 14493 from the City Council of the City of Fort Worth, directing publication of Notice of Intention to Issue Combination Tax and Revenue Certificates of Obligation, Series 2001. Council Member Davis made a motion, seconded by Council Member Moss, that the recommendation be adopted. The motion carried unanimously.
- Issue
Combination
Tax and
Revenue
Certificates of
Obligation**
- C.P. #218** There was presented Council Proposal No. 218 as proposed by Council Member Jim Lane, proposing that the City Council waive the access fees currently being charged to the Vintage Flying Museum, Inc., at Fort Worth Meacham International Airport. Council Member Lane made a motion, seconded by Council Member Davis, that the recommendation be adopted. The motion carried unanimously.
- Waiver of
Airport Access
Fees**
- OCS-1186** There was presented Mayor and Council Communication No. OCS-1186 from the Office of the City Secretary recommending that the City Council refer notices of claims regarding alleged damages and/or injuries to the Risk Management Department. It was the consensus of the City Council that the recommendation be adopted.
- Claims**
- G-13130** It was the consensus of the City Council that Mayor and Council Communication No. G-13130, Appeal of Decision of Historic and Cultural Landmarks Commission to Deny Certificate of Appropriateness for Demolition of Structure at 810 Ingram Street, be withdrawn from the agenda.
- Withdrawn**

**G-13135
Ord. # 14494
Grant Cable
Franchise to
Charter
Communications**

There was presented Mayor and Council Communication No. G-13135 from the City Manager recommending that the City Council adopt Ordinance No. 14494 amending Ordinance Nos. 8291, 10193, 12105 and 13718 and franchise agreement dated August 11, 1981 by providing that Marcus Cable Associates, L.L.C. d/b/a Charter Communications may petition the City Council if the City of Fort Worth Awards a cable franchise to another entity on terms and conditions which cause a material competitive disadvantage that will lead to material financial hardship to Marcus Cable Associates, L.L.C. d/b/a Charter Communications.

Council Member Silcox informed Council that he had a business relationship with Charter Communications, that he had filed a Conflict of Interest Affidavit with the City Secretary, and would abstain from voting on this issue.

Council Member Wentworth made a motion, seconded by Council Member Davis, that the recommendation be adopted. The motion carried by the following vote:

AYES: Mayor Barr; Mayor Pro tempore McCloud;
Council Members Lane, Haskin, Moss, Picht,
Wentworth, and Davis

NOES: None

ABSENT: None

NOT VOTING: Council Member Silcox

**G-13136
Ord # 14495
Extend
Moratorium for
Acceptance of
Applications for
Attached On-
Premise Signs
Exceeding 500
Sq Ft in Area**

There was presented Mayor and Council Communication No. G-13136 from the City Manager recommending that the City Council adopt Ordinance No. 14495 extending a moratorium on acceptance of applications for permits for erection of any attached on-premises sign exceeding 500 square feet in area and limiting the total area of attached on-premises signs to a maximum of 500 square feet per tenant for each façade of the tenant space; providing for an appeal procedure. Council Member Davis made a motion, seconded by Council Member Haskin, that the recommendation be adopted. The motion carried unanimously.

**G-13137
Ord. # 14496
Sale of CFW
Water and Sewer
System
Subordinate
Lien Revenue
Bonds**

There was presented Mayor and Council Communication No. G-13137 from the City Manager recommending that the City Council adopt Ordinance No. 14496 authorizing the issuance and sale of \$8,080,000.00 in Water and Sewer System Subordinate Lien Revenue bond, Series, 2001, to the Texas Water Development Board and ordaining other matters related thereto. Council Member Davis made a motion, seconded by Council Member Moss, that the recommendation be adopted. The motion carried unanimously.

**G-13138
Ord. # 14497
Apply for
Federal Grant to
Design
Improvements
Along Five
Central City
Commercial
Corridors**

There was presented Mayor and Council Communication No. G-13138 from the City Manager recommending that the City Council:

- 1. Authorize the City Manager to submit the City's Fiscal Year 2002 Transportation and Community and System Preservation (TCSP) grant application to the Federal Highway Administration in the amount of \$500,000.00 for the design of right-of-way improvements in selected mixed-use development areas along five central city commercial corridors; and**
- 2. Adopt Appropriation Ordinance No. 14497 increasing the estimated receipts and appropriations in the Grants Fund in the amount of \$500,000.00 subject to the receipt of the grant from the Federal Highway Administration for the purpose of funding design improvements along five central city commercial corridors; and**
- 3. Authorize the City Manager to enter into a grant agreement with the Federal Highway Administration for use of the TCSP grant funds.**

Mayor Pro tempore McCloud made a motion, seconded by Council Member Davis, that the recommendation be adopted. The motion carried unanimously.

**G-13139
Waive Fee for
Use of Round
Up Inn by FWISD**

There was presented Mayor and Council Communication No. G-13139 from the City Manager recommending that the City Council approve the waiver of the rental fee for use of the Round Up Inn by the Fort Worth Independent School District on February 15, 2001 for the Outstanding Teacher Recognition Dinner.

Council Member Moss informed Council that his wife was a member of the FWISD Board, that he had filed a Conflict of Interest Affidavit with the City Secretary, and would abstain from voting on this issue.

Council Member Davis made a motion, seconded by Council Member Lane, that the recommendation be adopted. The motion carried by the following vote:

AYES: Mayor Barr; Mayor Pro tempore McCloud;
Council Members Lane, Silcox, Haskin, Picht,
Wentworth, and Davis

NOES: None

ABSENT: None

NOT VOTING: Council Member Moss

**P-9269
Purchase
Agreement for
Pre-Recorded
Audio/Visual
Tapes**

There was presented Mayor and Council Communication No. P-9269 from the City Manager recommending that the City Council:

1. Authorize a purchase agreement for pre-recorded audiocassettes, music cassettes and music compact discs from Follett Audiovisual Resources for the Library Department based on the overall best percentage of discount from list price meeting specifications with payment due 30 days after receipt of the invoice and freight included in the unit prices; and
2. Authorize a purchase agreement for pre-recorded videocassettes from Ingram Library Services based on best percent of discount from list price, with a 2 percent discount if invoice is paid within 10 days and payment due 30 days after receipt of invoice and freight prepaid; and
3. Authorize this agreement to begin January 23, 2001, and expire January 22, 2002, with options to renew for four additional one-year periods.

It was the consensus of the City Council that the recommendation be adopted.

**P-9270
Purchase
Agreement for
Armored Car
Services**

There was presented Mayor and Council Communication No. P-9270 from the City Manager recommending that the City Council:

- 1. Authorize a purchase agreement with Loomis Fargo, Inc. for armored car services for the City of Fort Worth based on the overall low bid, freight included, with payment due 30 days after receipt of the invoice; and**
- 2. Authorize this agreement to begin February 16, 2001, and expire February 15, 2002, with options to renew for two additional one-year periods.**

It was the consensus of the City Council that the recommendation be adopted.

**P-9271
Purchase of
Software
License
Upgrades and
Updated
Support**

There was presented Mayor and Council Communication No. P-9271 from the City Manager recommending that the City Council authorize the purchase of Oracle software license upgrades and one year of updated support services for computer services and individual users for the Information Technology Solutions Department through the Texas Department of Information Resources method of procurement for an estimated amount of \$102,025.00. It was the consensus of the City Council that the recommendation be adopted.

**P-9272
Ord. # 14498
Purchase
Thermal Imaging
Cameras**

There was presented Mayor and Council Communication No. P-9272 from the City Manager recommending that the City Council:

- 1. Accept a donation in the amount of \$100,000.00 from an anonymous donor; and**
- 2. Adopt Appropriation Ordinance No. 14498 increasing the estimated receipts and appropriations in the General Fund in the amount of \$100,000.00 from available funds for the purpose of funding the purchase of six Bullard thermal imaging cameras from Four Alarm Fire Equipment; and**
- 3. Authorize the purchase of six Bullard thermal imaging cameras from Four Alarm Fire Equipment for the Fire Department on the basis of documented sole source with payments due 30 days from the date of invoice, for the total price of \$99,996.00**

Riley Cantrell **Mr. Riley Cantrell, 2300 Sundrop Court, appeared before Council and submitted an Open Records Request to disclose the identity of the anonymous donor of camera equipment that was donated to the Fire Department. He also informed Council of pot holes in his district that required repair.**

Mayor Barr stated that he had no knowledge of the identity of the anonymous donor and expressed his appreciation for the generous donation that would enhance the Fire Department's capabilities to protect the citizens.

Council Member Davis made a motion, seconded by Council Member Picht, that the recommendation be adopted. The motion carried unanimously.

**L-12977
Purchase of
Properties for
Heritage Center
Project** **There was presented Mayor and Council Communication No. L-12977 from the City Manager recommending that the City Council approve the purchase of properties from various sellers for a total cost of \$351,225.00 and authorize the City Manager to execute appropriate deeds and closing documents, and allow the Engineering Department, Real Property Management Division to file the deeds in the City's name. It was the consensus of the City Council that the recommendation be adopted.**

**L-12978
Accept
Permanent
Easement** **There was presented Mayor and Council Communication No. L-12978 from the City Manager recommending that the City Council approve the acquisition of one permanent drainage easement described as Lot 19, Block 8, Trentman City Addition, Tarrant County, Texas, from Francisco Velasco, required for the construction of a drainage swale located on Brookline Avenue (DOE 2212) for a cost of \$1.00. It was the consensus of the City Council that the recommendation be adopted.**

**L-12979
Purchase of
Lots 4, 5 & 14,
Trezevant
Subdivision and
Lots 86-89,
Frisco Addition** **There was presented Mayor and Council Communication No. L-12979 from the City Manager recommending that the City Council approve the purchase of Lots 4, 5, and 14, Trezevant Subdivision from Surgery Center of Fort Worth and Dr. Chaudhry, Trustee, and Lots 86 through 89, Frisco Addition, from Price Hulsey, required for the relocation and construction of Fire Station Number 8 for an estimated total cost of \$221,812.00, and authorize the City Manager to execute the appropriate deeds and closing documents, and allow the Engineering Department, Real Property Management Division to file the deeds in the City's name. Council Member Davis made a motion, seconded by Council Member Picht, that the**

recommendation be adopted. The motion carried unanimously.

**L-12980
Recind M&C L-
12700 and
Authorize
Purchase of
Land**

There was presented Mayor and Council Communication No. L-12980 from the City Manager recommending that the City Council rescind Mayor and Council Communication No. L-12700, dated January 11, 2000, and approve the purchase of 96,591 square feet of land described as portions of Tracts 1 and 1A02, J. H. Duncan Survey, Abstract 398, from Risinger Corporation and Hulen Meadows, LP, needed for the construction of a new water storage facility to serve southwest Fort Worth (DOE 2585), for a total cost of \$106,700.00. Council Member Picht made a motion, seconded by Council Member Davis, that the recommendation be adopted. The motion carried unanimously.

**C-18434
Jane
Scarborough,
Justin Whitaker,
Amy Armstrong,
David McDonald**

There was presented Mayor and Council Communication No. C-18434 from the City Manager recommending that the City Council authorize City Manager to renew the leases with Jane Scarborough and Justin Whitaker for the property located at 305 Harmon Road at a monthly rate of \$475.00; with Amy Armstrong and David McDonald for the property located at 650 Harmon Road at a monthly rate of \$1,225.00; and authorize these agreements to begin January 1, 2001 and end December 31, 2001, with the option to renew the leases for two one-year terms subject to a 30-day cancellation clause at the end of each term. It was the consensus of the City Council that the recommendation be adopted.

**C-18435
D&W
Construction,
Inc.**

There was presented Mayor and Council Communication No. C-18435 from the City Manager recommending that the City Council authorize the City Manager to execute a contract with D&W Construction, Inc., in the amount of \$784,217.50 for the cleaning and closed circuit television inspection of sanitary sewer mains in the Village Creek drainage area. It was the consensus of the City Council that the recommendation be adopted.

**C-18436
Change Order
No. 13 to CSC #
24226 – Danis
Environmental
Industries, Inc.**

There was presented Mayor and Council Communication No. C-18436 from the City Manager recommending that the City Council authorize the City Manager to execute Change Order No. 13 to City Secretary Contract No. 24226 with Danis Environmental Industries, Inc. for the construction of Eagle Mountain Water Treatment Plant, Phase II in the amount of \$54,092.00, thereby increasing the contract amount to \$22,913,036.27. It was the consensus of the City Council that the recommendation be adopted.

**C-18437
Freese &
Nichols, Inc.**

There was presented Mayor and Council Communication No. C-18437 from the City Manager recommending that the City Council authorize the City Manager to execute an engineering agreement with Freese & Nichols, Inc. for the construction management of the North Holly Water Treatment Plant Improvements, Phase I, for a total fee not to exceed \$1,363,635.00. It was the consensus of the City Council that the recommendation be adopted.

**Executive
Session**

It was the consensus of the City Council that they recess into executive session at 10:22 a.m. to:

1. Seek the advice of its attorneys concerning the following pending or contemplated litigation or other matters that are exempt from public disclosure under Article X, Section 9 of the Texas State Bar Rules:

a) Legal issues concerning any City Council agenda item;

as authorized by Section 551.071 of the Texas Government Code;
and

2. Deliberate concerning economic development negotiations as authorized by Section 551.086 of the Texas Government Code; and
3. Deliberate concerning the appointment of a City Manager, as authorized by Section 551.074 of the Texas Government Code.

Reconvened

The City Council reconvened into regular session at 2:43 p.m.

Adjournment

There being no further business, the meeting was adjourned at 2:43 p.m.

CITY SECRETARY

MAYOR